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MAY 25 2004

In re Application of  
Jan Vijg  
Application No. 09/306,333  
Filed: May 6, 1999  
Attorney Docket No.

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: OFFICE OF PETITIONS  
: ON PETITION  
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This is a decision on the petition under 37 CFR 1.137(b), filed December 22, 2003, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed May 20, 2003, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on August 21, 2003.

37 CFR 1.137(b)(3) requires a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. If the statement contained in the instant petition varies from the language required by 37 CFR 1.137(b)(3), the statement contained in the instant petition is being construed as the statement required by 37 CFR 1.137(b)(3) and petitioner must notify the Office if this is **not** a correct interpretation of the statement contained in the instant petition.

Pursuant to petitioner's authorization, Deposit Account No. 18-1425 was charged \$665.00 for the petition to revive an unintentionally abandoned application.

Telephone inquiries concerning this decision should be directed to Wan Laymon at (703) 306-5685.

The application file is being referred to Technology Center AU 1634.

*Wan Laymon*

Wan Laymon

Petitions Examiner

Office of Petitions

Office of the Deputy Commissioner

for Patent Examination Policy